

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : Yoshizo Mihara et al.
 Serial No. : 09/437,016
 Filed : November 9, 1999
 For : DATA RECORDING AND/OR REPRODUCING APPARATUS
 Examiner : James A. Fletcher
 Art Unit : 2616

Mail Stop RCE
 Commissioner for Patents
 P.O. Box 1450
 Alexandria, VA 22313-1450

745 Fifth Avenue
 New York, NY 10151
 Tel: 212-588-0800

Dear Sir:

Transmitted herewith is an amendment in the above-identified application.

- No additional fee is required.
 The fee has been calculated as shown below.
 This is an application of a small entity under 37 CFR 1.9(f), and the amounts shown in parentheses apply.

| (1) | (2) Claims remaining after amendment | (3) | (4) Highest number previously paid for | (5) Present extra | (6) Rate | (7) Additional Fee |
|---|--|-------|--|----------------------|-------------|--------------------------|
| Total claims | 9 | Minus | 20 | x | \$50 (25) | = \$0.00 |
| Independent claims | 3 | Minus | 3 | x | \$200 (100) | = \$0.00 |
| Total additional fee for this amendment | | | | | | \$0.00 |

* If the entry in Column 2 is less than the entry in Column 4, write "0" in Column 5.

** If the highest number of total claims previously paid for is less than 20, write "20" in this space.

*** If the highest number of independent claims previously paid for is less than 3, write "3" in this space.

- This application contains a multiple dependent claim. The required fee of \$[] (----) has been previously paid , or is paid herewith .
- This response is being filed within the month following the expiration of the term originally set therefor. This is a petition to request a -month extension of time. A check covering the cost of the petition is enclosed.
- A check in the amount of is attached, which covers the cost of additional claims petition for extension of time.
- Charge \$ to Deposit Account No. 50-0320.
- Please charge any additional fees incurred by reason of this response or credit any overpayment to Deposit Account No. 50-0320.

EXPRESS MAIL

Respectfully submitted,

FROMMER LAWRENCE & HAUG LLP
 Attorneys for Applicant(s)

By: Thomas F. Presson
 Thomas F. Presson
 Reg. No. 41,442
 Tel: 212-588-0800

I hereby certify that this paper or fee is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to:
 Mail Stop RCE, Commissioner for Patents, P.O. Box 1450,
 Alexandria, VA 22313-1450.

Brett Shindler
 (Typed or printed name of person mailing paper or fee)
Barry Gluck
 (Signature of person mailing paper or fee)

(Signature of person mailing paper or fee)